

In re: Magaldi, Philip
Date: April 29, 1999

CONFIDENTIAL MEMORANDUM

To: Files
From: Bishop Delaney
Date: April 29, 1999
In re: Father Philip Magaldi - Call from

I had a call today from [redacted], who is doing graduate work at [redacted]. He had heard about the difficulties PM was having and also heard rumors that the retirement was only temporary and was going to be rescinded. I assured him that it was a done deal and would not be retracted. I also explained that his coming forth two years ago was extremely helpful in at the present time, that although we did not have enough cause to remove PM from ministry then, the allegations together with his [redacted] testimony, led us to take the step of removing PM from ministry permanently.

He was glad to talk to me and offered to go public with his story if it were needed to bolster the case for keeping PM out of ministry. I told him I didn't think that would be necessary.

He was having difficulty studying because of all he was hearing, and was pleased to hear that the matter was being settled. I invited him to call me any time.

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10-04-04 Order
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From the Boston Globe

MAGALDI, P.
4-29-99

Former priest denies abuse claim

By Associated Press, 04/28/99 09:30

NORTH RICHLAND HILLS, Texas (AP) - A retired Catholic priest claims a sexual misconduct allegation made against him is "false and frivolous" and an attempt to extort money from the Diocese of Fort Worth.

"I view this as an attempt to blackmail the Diocese of Fort Worth and to embarrass the church I have served for 38 years and four months," said the Rev. Philip Magaldi, who announced his retirement Sunday as associate pastor at St. John the Apostle Catholic Church in North Richland Hills.

According to a statement released Sunday by diocese officials, Magaldi has been accused of sexual misconduct by a 35-year-old Massachusetts man who claims the former priest abused him for several years in the 1970s.

Magaldi, 62, vehemently denies the claims.

"I have loved children all my life and am repelled by the thought that anyone would think I would perpetrate the horrible things I am accused of," he said.

The Fort Worth Star-Telegram reported in Wednesday's editions that no lawsuits have been filed against the diocese or Magaldi.

The allegations of abuse surfaced in December. Diocese officials were officially notified earlier this month by a lawyer in Randolph, Mass.

Magaldi said he never worked in Massachusetts. The newspaper reported, however, that the retired priest did work at a Rhode Island parish about 50 miles from where the man making the allegations grew up.

From the time Magaldi was ordained in 1960 until 1988, he worked in the Diocese of Providence, R.I., said William Halpin, a spokesman for that diocese.

In 1988, Magaldi resigned from there because of financial mismanagement. A few years later, he pleaded guilty to embezzlement and served a prison sentence for stealing money from the Rhode Island parish.

A judge had said Magaldi used some of the embezzled money for tropical vacations with adolescent boys and once gave a teen-ager he met in a park enough money to get a car.

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Diocese of Fort Worth

Bishop's Office

MAGALDI P.
5-21-99

May 21, 1999

Reverend Philip Magaldi

Dear Father Magaldi:

Your retirement from active ministry began on April 25, but because of our busy schedules it has not been possible for us to make final the details of your future status. I am pleased to do this now.

I want in this letter to set out the understandings we have reached about your new status as a retired priest. You will not be performing public ministry in the Church, either in our Diocese or elsewhere, unless another bishop gives you that right.


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You may celebrate Mass privately with those who live with you. While you will not be celebrating the other sacraments, you will be mindful of the provisions of Canon 976 which not only grants you the faculties to minister to those in danger of death by celebrating the sacrament of Penance, but also requires that you do so. This ministry would include the sacraments of the Anointing of the Sick and Viaticum.

Since you will not be in active ministry, you will not have occasion to make contact with children or youth in the context of Church life. You must also be particularly careful not to use your former relationship with St. John the Apostle Parish or any other parish to make contact with young people.

Since you will no longer have an assignment in the Diocese, we will no longer have the relationship of the past. Nevertheless, as a member of the Church living in the Diocese, I will continue to have a solicitous regard for your spiritual well-being and will be always available for spiritual support.

Be sure that I will keep you in my prayers, asking the Lord to fill your life with peace.

Sincerely in Christ,


Joseph P. Delaney
Bishop of Fort Worth

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Confidential

W-
S-

April 29, 1999

John W. Crumley, P.C.
Attorney At Law
316 University Central
1300 South University Drive
Fort Worth, TX 76107-5735

Re: - Father Philip A. Magaldi

Dear Mr. Crumley:

Your letter of April 21, 1999 in response to my letter of April 9, 1999 is hereby acknowledged.

I am astounded that you would write the following on behalf of the Diocese of Fort Worth wherein you state:

"Even if the claims by _____ were not barred by the statute of limitations, prior to, at the time and for several years after the alleged incident Rev. Magaldi was not a priest employed by or associated with the Diocese of Fort Worth"

For your edification I enclose a copy of an article from The Dallas Morning News, which appeared in the Providence Journal on _____ 27, 1999 written by Brooks Egerton and Aline McKenzie which states:

"Bishop Delaney hired Father Magaldi about a decade ago after he had been suspended by the Diocese of Providence in connection with the theft allegation, but before the criminal case unfolded."

Are you suggesting this written statement supports your position that Father Magaldi's relationship with Bishop Delaney is not associated with the Fort Worth Diocese? Respectfully, I believe that is a stretch beyond anybody's imagination.

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John W. Crumley, P.C.
April 29, 1999
Page 2

I have further learned that the source of the newspaper article in the Dallas Fort Worth Morning News was none other than Father Magaldi who addressed a group of his parishioners sometime after April 9, 1999.

~~As the bard once wrote "He doth protest too much"~~

We have discovered that it was the Bishop of the Fort Worth Diocese that referred Rev. Magaldi to [redacted] in [redacted], after the Bishop discovered that a similar incident concerning the use of an enema upon a male victim in Texas.

Concerning your statement that the statute of limitations has expired on any claim that [redacted] feels he has against Rev. Magaldi, I suggest you review Massachusetts General Laws c. 260 s. 4A and cited cases.

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Your veiled threat that we may expose ourselves to sanctions under Federal Rule 11(c) will not deter us from seeking justice in this matter.

Further comment from your would be appreciated.

Very truly yours

enclosure

10-04-04 Order
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Former R.I. priest accused of sex abuse

A 35-year-old Massachusetts man accuses the Rev. Philip Magaldi, who served prison time for stealing from a North Providence parish, of sexual abuse dating to the 1970s.

By BROOKS EGERTON
and ALINE MCKENZIE
The Dallas Morning News

FORT WORTH, Texas — A former Rhode Island priest, who had pleaded guilty in 1972 to stealing money from his parish, has been accused of sexual abuse and has retired from active ministry in Texas, according to Rev. Philip Magaldi, a priest formerly assigned to St. Anthony Church, North Providence, was accused by a 35-year-old Massachusetts man of years of abuse dating to the 1970s. Father Magaldi had most recently been an associate pastor of St. John the Apostle Catholic Church in North Richland Hills, Texas, and chaplain of the diocesan Scout program.

Father Magaldi vehemently denies the charges and insists that he never met or had any contact with the man, according to a Fort Worth diocesan spokesman. "However, until this matter is resolved, Father Magaldi is retiring from active ministry."

The priest could not be reached for comment Sunday. Diocesan spokesman Jeff Haggard, who issued the news release, would not say whether the man's name would be disclosed.

The man, who is not being named, said he first met Magaldi in 1972 while Magaldi was a priest in North Providence, R.I. Magaldi was convicted of stealing \$120,000 from his former parish in North Providence, Rhode Island, and sentenced to two years in a work-release program and served eight months in prison before returning to Texas. Bishop Delaney said Magaldi was not allowed to handle church money after returning.

A Boston-based advocate for clergy sex abuse victims said Father Magaldi never would have been allowed to work in the Fort Worth diocese.

If the allegations are true, then Father Magaldi is a growing number of priests who have been transferred in rural communities in Texas after having confessed to youths in Massachusetts, said Philip Saviano, leader of the New England chapter of the national Survivors Network of those Abused by Priests.

Whether the retirement was forced, Magaldi declined to comment further. His pastor, the Rev. Charles B. King, said that he had punished a single man announcing his retirement during Sunday services and that the reaction was "shocking and stupor."

"He was an excellent associate pastor," Monsignor of King said. "He's been very good working with children, hospital visitations, young people, and couples preparing for marriage."

Father Magaldi, a friend of Fort Worth Bishop Joseph P. Delaney for more than 20 years, pleaded guilty in 1972 to stealing more than \$120,000 from his former parish in North Providence, Rhode Island, and used some of the money for tropical vacations with teenage boys and once gave a boy he had met in a park enough money to buy a car.

Last August, Father Magaldi told parishioners that news reports about his conviction and spending on boys wouldn't drive him from the North Richland Hills church. He supervised altar boys at St. John.

"Father Magaldi isn't going anywhere. Father Magaldi is staying right here," he said to a standing ovation.

Bishop Delaney hired Father Magaldi about a decade ago, after he had been suspended by the Diocese of Providence in connection with the theft allegations but before the

the criminal case unfolded. Father Magaldi then went to work primarily in rural parishes north of Fort Worth.

When Father Magaldi subsequently pleaded guilty, the bishop wrote parishioners that he "probably unknowingly violated the law."

At the time, Father Magaldi said he had mingled parish funds and personal money to pay for church renovations and to help needy parishioners. There were no records because he was a poor bookkeeper, he said.

The Rhode Island judge who sentenced the priest said in court that Texas parishioners had written to him complaining that a priest had continued to spend recklessly. He was sentenced to two years in a work-release program and served eight months before returning to Texas. Bishop Delaney said Magaldi was not allowed to handle church money after returning.

A Boston-based advocate for clergy sex abuse victims said Father Magaldi never would have been allowed to work in the Fort Worth diocese.

If the allegations are true, then Father Magaldi is a growing number of priests who have been transferred in rural communities in Texas after having confessed to youths in Massachusetts, said Philip Saviano, leader of the New England chapter of the national Survivors Network of those Abused by Priests.

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Continue

lice Joseph R. Weir outside the court Street; the Cardinal's station on Friday 2 p.m. Conale Carlis waited to chairs. But he Inl radio station that the offer, he had to appropriate and it

The Cards are court, Superior C. Joseph F. Rodgers said he needed to t to see if the court c Rowlers later ca said that Weisberger "if they are any hel; you would be most a ful for the Generos dis," he said. "Any welcome and apprec the state who use I speak for the thousa served over the yea rurs."

Currently, there is General Assembly to new jurors' chairs, courtrooms, and 99 n ation rooms. With y only 86 are now need

WE HAVE DOCTORS. THEY HAVE HOSPITALS. THEY HAVE DENTALS. THEY HAVE SOME EXPLAINING TO DO.

10-04-04 Order
0656

May 29, 1999

2-3 54
J. kept message on
his cell phone
Phil

Dear Bishop Delaney,

I write to request a special "dispensation" from the ban you have placed on me regarding the celebration of the Sacrament of Matrimony. My cousin of whom we spoke has postponed the marriage for six months due to some family illness on the bride's side and also in hope that my situation will be resolved by then.

I do have a very special request concerning a former altar server and lector who served under me in Henrietta back in 1990. His fiancée entered full communion with the Church this past Easter. Because her non-Catholic family lives in Arlington and she was received into the Church at College Station, she and her husband to be decided that St. John's would be a central location for the marriage. Naturally, it was their choice for celebrant and they began preparations last year with me.

The marriage is scheduled for _____ at St. John's with the reception to follow in the parish center. As mentioned, she is from _____ non-Catholic family and he is from _____. No St. John's parishioners are involved in the wedding. Can you kindly make an exception for me in this situation?

Thanking you for your consideration of this special request, I am

Fraternally yours in Christ,

Phil

Rev. Philip A. Magaldi

10-04-04 Order
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DIOCESE OF PROVIDENCE
Robert N. McCarthy, Director
Office of Education & Compliance
433 Elmwood Avenue
Providence, R. I. 02907

April 1999

Re:

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JUN 1 1999

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Polygraph Services - \$250.00

Senior Examiner

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DIOCESE OF PROVIDENCE
Robert N. McCarthy, Director
Office of Education & Compliance
433 Elmwood Avenue
Providence, R.I. 02907

April 7, 1999

Re:

Dear Mr. McCarthy,

On Monday, April 5, 1999, I received the polygraph questions and charts of polygraph tests were given on April 3, 1999 and the examiner of record was

The polygraph tests utilized the Positive Control Technique and the Backster Format. A two chart series was conducted in each procedure.

The following relevant questions were asked during the tests administered to the referenced individual. His answer follow each question.

1. Did Father Magaldi ever give you an enema? Answer: YES
2. Did you ever engage in oral sex while in the city of Worchester with Father Magaldi? Answer: YES
3. Did you ever have anal sex with Father Magaldi? Answer: YES

A careful review of the polygraph charts and applying a three point scale, leads this examiner to the following conclusions:

NO REACTIONS INDICATIVE OF DECEPTION WERE RECORDED DURING THE TESTS TO QUESTIONS:

1
2
3

The polygraph technique is supportive of the testee. If you have any further questions regarding this matter, please contact me at my office.

Sincerely yours,

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April 6, 1999

TO:	ROBERTEN MCCARTHY	DIRECTOR	OFFICE OF EDUCATION &
		COMPLIANCE	
FROM:		SENIOR POLYGRAPH EXAMINER	
SUBJECT:	SERVICES RENDERED		

The fee for the polygraph examination concerning dollars (\$500).

given on April 3, 1999 is five hundred

Please make check payable to

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JUN 7 5 1999

Respectfully Submitted

[Signature]

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June 25, 1999

Robert McCarthy
Office of Education and Compliance
433 Elmwood Avenue
Providence, RI 02907

RECEIVED

JUN 29 1999

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Re: Father Philip Magaldi
Our File

Dear Mr. McCarthy:

I have been retained by Father Philip Magaldi relative to certain allegations made by

Father Magaldi informs me that you have extensively interviewed _____ and conducted a preliminary investigation into his allegations.

Would you kindly call me upon receipt of this correspondence to discuss the future of this matter?

Thank you for your anticipated cooperation.

Very truly yours,

10-04-04 Order
0663

JOHN W. CRUMLEY, P.C.

ATTORNEY AT LAW
316 UNIVERSITY CENTRE II
1300 SOUTH UNIVERSITY DRIVE
FORT WORTH, TEXAS 76107-5735

JOHN W. CRUMLEY

TELEPHONE (817) 334-0291
FACSIMILE (817) 334-0775
E-MAIL crumley1@airmail.net

July 12, 1999

Re: Polygraph Services for
DOCUMENT IS NOT TO BE REPRODUCED.
Dear Mr.

Enclosed is a check in the amount of \$250.00 for the polygraph examination of

Yours very truly,

ORIGINAL SIGNED BY
JOHN W. CRUMLEY
John W. Crumley

JWC:irw

Enclosure

cc: ✓ Most Rev. Joseph P. Delaney
Lt. Robert N. McCarthy

10-04-04 Order
0665

JOHN W. CRUMLEY, P.C.

ATTORNEY AT LAW
316 UNIVERSITY CENTRE I
1300 SOUTH UNIVERSITY DRIVE
FORT WORTH, TEXAS 76107-5735

JOHN W. CRUMLEY

TELEPHONE (817) 334-0291
FACSIMILE (817) 334-0775
E-MAIL crumleyj@airmail.net

July 12, 1999

Re: Polygraph Examination for

Dear Mr.

Enclosed as a check in the amount of \$500.00 for the polygraph examination of

Yours very truly,

ORIGINAL SIGNED BY
JOHN W. CRUMLEY
John W. Crumley

JWC:irw

Enclosure

cc: Most Rev. Joseph P. Delaney
Lt. Robert N. McCarthy

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belief he is presently a citizen of the State of Texas and residing in the Fort Worth Diocese.

II. JURISDICTION

III. INTRODUCTION

5. The plaintiff, _____ is suing the defendants for intentional and negligent infliction of emotional harm and related tort actions based upon the acts which occurred when the plaintiff was a minor, performed upon him by the defendant, Father Philip A. Magaldi, who at the time of these acts was a Roman Catholic Priest of the Diocese of Providence, Rhode Island. The plaintiff alleges herein that the statute of limitations applicable to sex abuse has been tolled and extended pursuant to _____

6. The plaintiff in or about the spring of 1997 through a discussion with his step sponsor at Alcoholics Anonymous discovered suppressed memories

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Holiday Inn. Upon arriving at the defendant's room, Magaldi locked the door. Magaldi again gave the plaintiff an enema and performed oral and anal sex upon the plaintiff.

c. From 1970 through 1976, at various times, the defendant, Magaldi, sexually abused the plaintiff in the same manner as prior times set forth above.

d. The plaintiff avers that it was not until about the spring of 1997 that he was able to recall and discover the existence of a cause of action by recognizing the psychological and traumatic significance of the memories and the awareness of the impact of the sexual abuse.

**FIRST COUNT - INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS
AGAINST THE DEFENDANT, FATHER PHILIP A. MAGALDI**

10. The actions of Magaldi as set forth above inflicted severe emotional distress, pain, suffering and humiliation upon the plaintiff of a permanent and lasting nature.

11. The acts complained of are outrageous, beyond all standards of human decency, and were intentional, malicious and in reckless disregard for the plaintiff's rights.

WHEREFORE, the plaintiff demands damages, punitive damages and compensatory damages for pain and suffering, emotional distress, damage to reputation and such other and further relief as the Court may deem just and proper.

**SECOND COUNT - ASSAULT AND BATTERY
AGAINST THE DEFENDANT, FATHER PHILIP P. MAGALDI**

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12. Magaldi improperly and through deceit and misrepresentation obtained consent from a young boy to touch him in an improper and offensive manner more specifically as set forth above.

WHEREFORE, the plaintiff demands damages, punitive damages and compensatory damages for pain and suffering, emotional distress, damage to reputation, and such other and further relief as the Court may deem just and proper.

THIRD COUNT - CONSPIRACY TO PROTECT THE ACTIVITIES OF THE DEFENDANT, FATHER PHILIP P. MAGALDI

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13. Upon information and belief the plaintiff avers that in the year 1997 the Bishop of Fort Worth, Texas became aware of the pedophilic propensity of the defendant, Magaldi, and suspended Magaldi from his priestly duties and referred Magaldi to a sexual abuse clinic in New Jersey, thereby protecting Magaldi's transgressions as a secret.

WHEREFORE, the plaintiff demands damages, punitive damages and compensatory damages for pain and suffering, emotional distress, damage to reputation and such others and further relief as the Court may deem just and proper.

FOURTH COUNT - CONSPIRACY BETWEEN THE DIOCESE OF PROVIDENCE AND THE DIOCESE OF FORT WORTH

14. Upon information and belief the plaintiff avers that the Diocese of Providence, Rhode Island, having become aware of the pedophilic propensity of Magaldi, conspired with the Diocese of Fort Worth to transfer Magaldi to the

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Fort Worth Diocese. Thereby, both Diocese attempted to protect the transgressions of Magaldi against the plaintiff.

WHEREFORE, the plaintiff demands damages, punitive damages and compensatory damages for pain and suffering, emotional distress, damage to reputation and such others and further relief as the Court may deem just and proper.

FIFTH COUNT— NEGLIGENT INFLECTION OF EMOTIONAL DISTRESS
AGAINST EACH DEFENDANT

The plaintiff repeats and parajges each and every allegation 1-14 above as though set forth fully at length herein.

15. The defendants negligently and recklessly inflicted emotional distress on the plaintiff and exacerbated his injuries by hiding, concealing and fraudulently withholding the facts of the sexual abuse of the plaintiff from the plaintiff and his family.

WHEREFORE, the plaintiff demands damages, punitive damages and compensatory damages for pain and suffering, emotional distress, damage to reputation and such others and further relief as the Court may deem just and proper.

SIXTH COUNT— NEGLIGENT RETENTION OF FATHER PHILIP P. MAGALDI
AGAINST THE DIOCESE OF PROVIDENCE
AND THE DIOCESE OF FORT WORTH

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The plaintiff repeats and realleges each and every allegation 1-15 above as though set forth fully at length herein.

16. The defendants, Diocese of Providence and Fort Worth retained and conspired between themselves and with others of the Roman Catholic Church to retain Magaldi as a Roman Catholic priest and to prevent the discovery of his sexual misconduct against the plaintiff and law enforcement authorities.

17. Said negligent retention was the proximate cause of the plaintiff's injuries and compounded the plaintiff's injuries by non-disclosure.

18. The defendants knew or should have known that Magaldi was and is unfit for his duties as a priest, but retained and transferred him in a fraudulent attempt to prevent their own embarrassment and legal exposure.

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SEVENTH COUNTY - RESPONDENT SUPERIOR AGAINST

THE DEFENDANT, DIOCESE OF PROVIDENCE

The plaintiff repeats and realleges each and every allegation 1-18 above as though set forth fully at length herein and :

19. The defendant, Diocese of Providence, chose and retained Magaldi as an employee whose job duties included counseling and spiritual development of children.

20. Magaldi, as a priest and employee of the defendant, Diocese of Providence, while in its employ performed wrongful sexual assaults upon the plaintiff, who was a member of the Jewish faith.

21. The defendant, Diocese of Providence, is responsible for the wrongful acts of Magaldi while he was in the employ of the defendant, Diocese of Providence.

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Respectfully Submitted,

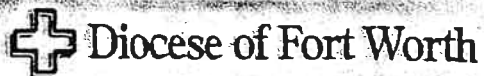
By His Attorneys.

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For Immediate Release
July 22, 1999
Contact: Jeff Hensley
(817) 560-3300

Father Philip Magaldi's Retirement

In April, the Diocese of Fort Worth issued a news release announcing the resignation of Father Philip Magaldi, a priest of the Diocese of Fort Worth, as a result of accusations of sexual misconduct being made by a 35-year-old man who was a resident of [redacted]. The individual, [redacted], whose name we did not reveal at the time, had accused Fr. Magaldi of abuse over a period of years in Massachusetts, in the 1970s.

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In the press release, Fr. Magaldi was described as vehemently denying the truth of the accusations and insisting he had never met or had contact with the person.

In response to these accusations, the diocese had requested and obtained Fr. Magaldi's retirement from active priestly ministry. If Fr. Magaldi is exonerated, his status will be re-evaluated.

The behavior that Fr. Magaldi has been accused of in the lawsuit [redacted] is all described as having taken place in that state in the 1970s. At that time, Fr. Magaldi, who was ordained for the Diocese of Providence, Rhode Island, was serving as a priest in that diocese.

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HAVE ONE OF THESE ?

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Local/Regional News

Priest who vouched for von Bulow sued for rape
by Andrea Estes

Friday, July 23, 1999

A Roman Catholic priest once accused of lying in the trial of socialite Claus von Bulow repeatedly raped a young boy two decades ago and then ordered him to keep quiet or "burn in hell," the alleged victim is now charging.

Magaldi filed suit last week against the Rev. Philip A. Magaldi, who retired in April after the charges were aired.

Magaldi, 62, had been transferred to a church in North Richland Hills, Texas, outside of Fort Worth, after he was found guilty of embezzling money from the Diocese of Providence, where he worked when the alleged sexual assaults took place.

Magaldi couldn't be reached for comment. But he has insisted he is innocent. He told the Fort Worth Star-Telegram in April: "I view this as an attempt to blackmail the Diocese of Fort Worth and to embarrass the church I have served for 38 years and four months.

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CLASSIFIEDS

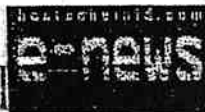
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THE NEW
ENGLAND
CENTURY
PROJECT



EBAY.COM



AP WIRE



"I have loved children all my life and am repelled by the thought that anyone would think I would perpetrate the horrible things I am accused of."

... who represents Marks, says his client's life was ruined by the six-year abusive relationship with the priest, whom he met while pushing his bike on a Worcester street in 1970.

According to the suit, ... then a young teenager, was walking beside his broken bike when Magaldi pulled up beside him in his car.

He asked ... if he needed help and Magaldi put the bike in his trunk. Wearing street clothes, Magaldi told ... he was a priest and invited him to a Holiday Inn, where he ordered Marks to remove his clothes, the suit says.

The priest attempted to perform oral sex, then gave him an enema telling him he was "cleansing (him) with holy water," alleges.

Magaldi handed him \$300 and ordered him to keep quiet or "he would never see his father and mother again and he . . . would burn in hell for eternity," the suit states.

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Over the next six years, Magaldi "sexually abused" ... several times, the complaint says. It wasn't until 1997, while attending an Alcoholics Anonymous meeting that ... remembered what had happened, the complaint states.

Officials of the Diocese of Providence declined comment, saying they hadn't yet seen the suit.

In a written statement Fort Worth diocese

AP ARCHIVE

spokesman Jeff Hensley said because of the charges, officials had requested and obtained Father Magaldi's retirement from active priestly ministry" even though Magaldi had "vehemently" denied the allegations or even knowing " If Father Magaldi is exonerated, his status will be re-evaluated."

Magaldi, who resigned from St. Anthony's Church in May 1988, was indicted in 1985 on perjury and obstruction charges for allegedly lying in a 1983 statement he gave in support of von Bulow, who was acquitted in a second trial in 1985 of twice trying to murder his heiress wife with insulin injections. The charges against Magaldi were dropped in June 1987.

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10-04-04 Order 0681

March 21, 2000

Dear Bishop Delaney,

Happy Feast Day! It is with great joy that I send you the official notice of the dismissal of lawsuit against the Dioceses of Providence, Fort Worth and myself. I received it Saturday.

I would like to meet with you at your convenience to discuss my returning to active ministry. Even though I have been able to celebrate Mass at home, I want to get an assignment.

The people of St. John the Apostle Church have been very supportive since the beginning of my case. I have several hundred letters of support and encouragement from them and constant questions when I meet them, "when are you coming back?" Because of this and my sincere happiness at St. John's since 1993, I hope you will find it in your heart to let me return to St. John's.

During this time of Lent with penance services and extra Masses, help is sorely needed. I am anxious and ready to return to active ministry, to be of service to the People of God and my brother priests.

Awaiting your reply and assuring you of my continued prayers for you, I am

Fraternally yours in Christ,

Phil

10-04-04 Order
0682

V.

CIVIL ACTION NO.

THE DIOCESE OF PROVIDENCE, ET AL

ORDER OF DISMISSAL

DOCUMENT IS NOT TO BE REPRODUCED. JANUARY 7, 2004

FOR FAILURE OF THE PLAINTIFF TO FILE A RETURN OF SERVICE OF SUMMONS, OR SHOW CAUSE WHY SERVICE HAS NOT BEEN MADE, PURSUANT TO THE PROVISIONS OF RULE 4(m) OF THE FEDERAL RULES OF CIVIL PROCEDURE AND LOCAL RULE 4.1(b):

IT IS HEREBY ORDERED: THE ABOVE-CAPTIONED ACTION IS HEREBY DISMISSED WITHOUT PREJUDICE.

SO ORDERED.

UNITED STATES DISTRICT JUDGE

BY:

10-04-04 Order
0683

*3:00
J. Kennedy
called to Longhorn
etc. without payment.*

April 10, 2000

Dear Bishop Delaney,

When you were away after Easter, I asked Mr. Crumley to put before you a special request for an increase in my monthly financial assistance.

D

D

Thanking you for your consideration of my request, I am

10-04-04 Order
0684

Respectfully yours,

Philip Magaldi

CONFIDENTIAL

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10-04-04 Order
0685

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MAGALDI, P
4-18-2000

Bishop Delaney

From: Joe Schumacher
Sent: Tuesday, April 18, 2000 2:41 PM
To: Bishop Delaney
Cc: Robert Wilson

A telephone call this afternoon from Msgr. Paul Theroux, moderator of the Curia for Providence, RI. They had received a letter from Phil Magaldi indicating he had his faculties restored in Fort Worth Diocese and asking for them to be restored in Providence so he could do some work there.

Bishop Mulvee asked Paul to call and see what was up.

I told him that Phil's faculties had been taken away for the second time, just within the past week here in Ft. Worth, that he was retired from public ministry.

Paul said that he would tell Bishop Mulvee, since "they were not wanting to renew his faculties in Providence and now would not, telling Fr. Migaldi this, based on his not having them in Fort Worth."

The letter from Phil was received in Providence April 6th, so Paul said.

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10-04-04 Order
0686

In re: Magaldi, Philip

Date: May 17, 2000

CONFIDENTIAL MEMORANDUM

To: Files
From: Bishop Delaney
Date: May 17, 2000
Subject: Father Philip Magaldi

On this date I sent to Robert McCarthy of the Diocese of Providence an audio tape with its typewritten transcript. These were generated at an interview that RM had with on November 29, 1998 in which alleged sexual misconduct on the part of Philip Magaldi.

RM had sent me these items in early December, 1998, at the request of Bishop Robert Mulvee of Providence since PM was a priest in this diocese--although the alleged events took place many years earlier in Massachusetts.

I have returned these items to the Diocese of Providence because PM is asking me to release them to him. I have refused since I accepted them under an agreement of confidentiality. PM did listen to the tape and read the transcript in December of 1998, but has never had possession of them. They were generated under the aegis of the Diocese of Providence and any disposition of them will be up to that bishop.

10-04-04 Order
0687

November 28, 2000

P. Magaldi

11-28-00

The Catholic Diocese of Ft. Worth
800 W. Loop 820 S.
Ft. Worth, TX 76108-2919

Most Reverend Bishop Delaney,

I hope this letter finds you enjoying God's blessings as we enter this Advent season. My name is _____; I am a parishioner of St. John the Apostle parish in North Richland Hills, where I have attended all of my twenty-three years. It has been my privilege to serve my God and my parish in many facets over the years: in music, in volunteer work, and in serving our youth. Through these activities, I have seen many priests come and go from our parish family, all of them leaving an indelible mark with us that will never be erased. In God's goodness and with your guidance, though, we have always been blessed with wise and gentle shepherds.

I come before you now to ask after one of those shepherds, Rev. Phillip Magaldi. In his years with our parish, I must tell you I learned more about the traditions and beliefs of the Catholic faith and the mass than I did in 9 years in Catholic education and 2 spent in CCD classes preparing for the sacrament of Confirmation. His wisdom, compassion, and wit were gifts greatly treasured by myself and others.

As I am sure you recognize, the youth of our world is not just the Church of tomorrow; they are the Church of today as well. Rev. Magaldi possesses a true and loving spirit that beckons to those young ones who might otherwise remain indifferent to the call of faith and the needs of their parish. For example, in my observation, there is not the enthusiasm among the altar server program that had previously been enjoyed when Rev. Magaldi oversaw these young men and women.

At every celebration I have had the opportunity to see Rev. Magaldi, be it a funeral, a wedding, or mass, he has always blessed those in attendance with his compassion, his sincerity, and his love. I remember my own hour of

10-04-04 Order
0688

need three years ago; I was undergoing many bouts of medical tests for a heart problem remaining difficult to diagnose. In my fear and uncertainty, I turned to Rev. Magaldi, expecting only his promise of prayer. However, he gave me all those promises and more; he saw fit to bless me with the sacrament of Anointing of the Sick, a gift that calmed my fears and buoyed my spirit more than prayers could.

A priest, to my humble definition, is more than just a leader; he is an inspiration, a teacher, a healer, and a minister. Rev. Magaldi is all of these, and I ask you to please reconsider his value to St. John's.

It must be said that these opinions are not meant to reflect negatively on our current brothers serving us. On the contrary, I think the three new priests are full of enthusiasm and knowledge, and I have enjoyed listening to them.

Please know that my prayers are with you, sir, and with all those who are called to the Lord's service. Thank you for taking the time to share these thoughts, and I hope God continues to guide you in His wisdom as He opens our hearts to His will. I remain,

Respectfully yours,

10-04-04 Order
0689

MAGALDI, P
12-12-00

W
S

December 12, 2000

Bishop Delaney
800 West Loop 820 South
Fort Worth, Texas 76108

Re: Philip Magaldi

Bishop Delaney:

I send you this letter with deep reservation. Over the years, I have refused to send such a letter hoping that this matter would go away. However, recent events have triggered my need to submit this letter for the good of

DOCUMENT IS NOT TO BE REPRODUCED.

The Fort Worth Star Telegram on Friday, December 8, 2000, published a front page article regarding Philip Magaldi and the sexual lawsuit being dismissed. What we are concerned is his desire to return to active ministry, especially in our Diocese. I know that you mostly hear of his positive involvement at [redacted]. However, there is a significant number of silent parishiners and parents whose children attend our school, who pray that he leaves our Diocese. Bishop Delaney, Philip Magaldi is not, and has not been, a role model to our children or the Church. As a convicted felon, he has brought negative publicity to you, our Diocese, and [redacted]. As active members in the community, we are asked what Church or School we attend. When we mention [redacted] its still referred to the place with the convicted feion. The sexual lawsuit, if we believe what was written, was dismissed on a technicality. With Philip Magaldi as a convicted felon, will another problem resurface in the near future. How much longer must we suffer humiliation because of his actions and his periodic involvement in the newspaper? What we need is positive role models and information regarding our Diocese.

As a parent of two boys attending [redacted] my wife and I teach our children to be strong Catholics and hopefully make the right decisions in life. Most importantly, they have learned that all actions bring consequences and you must live with those consequences. Why has Philip Magaldi not learned that? As a coach, I would never allow Mr. Magaldi near my players. You will be surprised how many parishiners would never allow their children near Mr. Magaldi.

10-04-04 Order
0690

December 12, 2000

Page 2

I pray that you make the right decision regarding Philip Magaldi and his return to our Diocese.

Sincerely,

Cc: Father Wilson

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CONFIDENTIAL

10-04-04 Order
0691

In re: Magaldi, Philip

Date: December 15, 2000

CONFIDENTIAL MEMORANDUM

To: Files
From: Bishop Delaney +h
Date: December 15, 2000
Subject: Father Philip Magaldi

I met with PM yesterday afternoon. RWW was present. The purpose of the meeting had originally been to discuss granting him limited faculties. Because of an article in the FW S-T last Friday, however, a great deal of publicity was being generated about whether he was to be allowed to function again or not.

When he arrived he told us about another article in the Dallas MN yesterday. I called this up on the net and read it in his presence. He thought the article (by Brooks Egerton) vindicated him, whereas I read it as a subtle attack on the Church and a challenge to the Diocese, asking whether we were going to grant faculties to such a person as this---listing the whole sorry history of PM's life, including his indictment for perjury, his indictment and conviction for grand larceny (with the allegation that he has used some of the money stolen to pay for vacations for himself and teenagers to the Caribbean), his time in prison, and a full airing of the charges against him made by [redacted] with details. PM had given Egerton the address of the private investigator in Massachusetts, and there were quotes from him attempting to exonerate PM, but the overall effect of the article was to imply that this was a man who could not be trusted.

Last night on the evening news on Channel 5 there was a segment showing several folks from [redacted] parish supporting PM and hoping that he would be reinstated.

At our meeting I explained to PM (I regret, with some heat) that under the circumstances my granting him even limited faculties would imply that all the innuendos and allegations meant nothing to me and that I endorsed him as a competent minister, and that I could not do that. He was very upset and hurt, and spoke about celebrating his (any my) 40th anniversary next week without being in active ministry.

We left it that I would talk to him again in three months, but that any publicity of any kind would only make it more difficult for him ever to receive faculties again. Both I and RWW urged him not to talk to the press, but simply to say that he had nothing to say. It is clear that the media are simply looking for a sensational story. It is particularly important to note that Brooks Egerton is out to air whatever scandal he can invent.

After PM left, I met with the DD's and Jeff Hensley and Mary Martin to talk about public relations. It was agreed that Jeff would be the only one to talk with the press and his message would be that we don't comment on personnel issues---period!

10-04-04 Order
0692

Post-it* Fax Note	7671	Date	12-18-00	# of pages	5
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Co./Dept.		Co.			
Phone #		Phone #			
Fax #	817 334 0775	Fax #	817 244 8829		



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Thursday | December 14, 2000

Metro

Supporters want priest reinstated

Old sex accusations false, parishioners say

12/14/2000

By Brooks Egerton / The Dallas Morning News

NORTH RICHLAND HILLS – The Rev. Philip Magaldi and his supporters want the Catholic Diocese of Fort Worth to answer this question: Why can't he preach here when he's fit to celebrate Mass with the pope in Rome?

A Massachusetts man who accused Father Magaldi last year of molesting him as a child in the 1970s has been exposed as a career criminal, they say. The abuse allegation led diocesan officials to remove the priest from St. John the Apostle in April 1999 and say that Father Magaldi would end all active ministry "until this matter can be resolved."

Parishioners now have supplied the results of a private investigation they commissioned to Bishop Joseph P. Delaney, who has agreed to meet Thursday with Father Magaldi. Church officials declined to comment about the meeting's purpose.

"I want to be reinstated because the charges were false," said Father Magaldi, who has an unrelated criminal record of his own but denies ever meeting his accuser and ever molesting any child. He said he has spent much of the last 20 months caring for his elderly mother, who recently saw him share the altar with Pope John Paul II at the pontiff's private chapel at the Vatican.

The priest's accuser, _____ died in October at his parents' home of undetermined causes. His parents told paramedics he suffered from cancer, but medical authorities detected signs of intravenous drug abuse and ordered toxicology tests, which remain incomplete. His mother declined to comment Wednesday.

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10-04-04 Order 0693

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Before his death, [redacted] twice sued the Diocese of Providence, R.I., where Father Magaldi worked in the 1970s. He also named as defendants the priest and the Fort Worth diocese, where the 64-year-old Father Magaldi has spent the last decade.

Both cases were dismissed because Mr. Marks failed to show [redacted] that he had served the defendants the suits. His former attorneys, whom he fired, did not respond to a reporter's phone messages.

[redacted] turned up records, largely confirmed by *The Dallas Morning News*, showing that [redacted] had a 20-year criminal history. Convictions ranged from armed robbery and theft to burglary, drug possession and other charges.

[redacted] said his research showed that [redacted] told one acquaintance he was molested while serving as an altar boy for Father Magaldi in Providence. [redacted] however, was Jewish. His suits allege that abuse occurred in Worcester, Mass., beginning when he was 12 years old, when the priest, whom he didn't know, offered him a car ride.

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There is no evidence that either scenario occurred, [redacted] said. "It's a hoax," he said, one motivated by [redacted] 'need for money and drugs.

The investigator played down the significance of one document given to Bishop Delaney - the result of a polygraph test commissioned by the Providence diocese. It concludes that Father Magaldi had "reactions indicative of deception" when asked whether he had sex with [redacted]

A subsequent polygraph, sought by the priest, concluded that "there were indications of truthfulness" when Father Magaldi answered similar questions.

[redacted] said Father Magaldi's previous high-profile legal problems made him "an easy target" for someone looking to sue Roman Catholic dioceses, which have paid hundreds of millions of dollars over the last 15 years to settle claims that they covered up sexual abuse. Most of those cases involved multiple plaintiffs; no one else has ever publicly accused Father Magaldi of molestation.

He was indicted in 1985 on charges of perjury and conspiracy to obstruct justice in the case of Rhode Island socialite Claus von Bulow, who had been convicted of trying to kill his wife.

Authorities later dropped the charges against Father Magaldi, saying their evidence was faulty.

10-04-04 Order
0694

The priest came to Fort Worth under a cloud in 1990, having been removed from his Rhode Island parish because of an embezzlement investigation that ultimately led to his guilty plea and conviction. Prosecutors said he stole more than \$100,000 from his church, using some of the money to take altar boys on a Caribbean vacation and once giving a teenager he met in a park enough money to buy a car.

Bishop Delaney, a friend of Father Magaldi's even before they were ordained on the same December day 40 years ago, put the priest in charge of four rural parishes in the early 1990s. He quickly became beloved by some, while others told the judge in the embezzlement case that he had continued his spendthrift practices in Texas.

After serving eight months in a halfway house, he returned to the Fort Worth diocese and became assistant pastor at St. John in North Richland Hills. He was not allowed to handle church money but was put in charge of the parish's altar boys and made chaplain of the diocese's Boy Scouts program.

Bishop Delaney's willingness to employ Father Magaldi and another priest with a criminal record was the subject of a 1998 report in *The News*. That probably gave the ammunition he needed to concoct a complaint and made diocesan leaders extra-sensitive to such matters, Father Magaldi suggested in an interview this week.

He said prosecutors greatly exaggerated the embezzlement case against him and that he didn't personally benefit from withdrawals he made from a church account. Much of the money went to pay elderly employees in cash to avoid paying Social Security taxes, he said.

"Those were imprudent acts," Father Magaldi said, adding that he has hired a Providence attorney to seek a pardon. "Those were mistakes."

He said he has tried hard to stay busy during his retirement, saying Mass in the home he shares with his mother and occasionally getting permission to do weddings and funerals. In recent months, he has been allowed to share the altar with a Keller priest but not to preach.

"I want to be restored to full-time ministry," Father Magaldi said. That includes working with young people, though "I don't think I would take kids on any more overnights" to avoid possible appearances of impropriety.

Weldon Damewood, a St. John parishioner who helped hire the private investigator, said he has never seen Father Magaldi behave inappropriately. But he said "it's a tossup" whether the priest will win reinstatement.

10-04-04 Order

FW Metro Section - S-T
Fort Worth area 12/15/00

Former priest asks for reinstatement

The Rev. Philip Magaldi and officials of the Catholic Diocese of Fort Worth met Thursday to discuss whether the retired North Richland Hills priest can return to active ministry now that sexual abuse lawsuits against him have been dismissed.

No one would comment Thursday about the outcome of the meeting.

Magaldi had served since 1993 at St. John the Apostle Catholic Church, retiring last year after a 42-year man accused the priest of molesting him in the 1970s while Magaldi was a priest in Rhode Island.

Two lawsuits were filed by who died in October of undetermined causes. The suits were dismissed in January and October because Marks failed to show a federal court in Boston that he had served the defendants with the suits. Besides Magaldi, the Providence and Fort Worth dioceses were named as defendants.

Magaldi, 64, has disputed the allegations since they emerged in April 1999 and has said that he never met. The accusations were an attempt to extort money from the Catholic Church, he and his supporters said.

FW Metro of DMN
12-15-00

METRO IN BRIEF

From staff reports

FORT WORTH Diocese mum on plans for priest

The Catholic Diocese of Fort Worth would not comment Thursday on its plans for the Rev. Philip Magaldi, who says he was falsely accused of child molestation and wants to work as a priest again. Father Magaldi said after a meeting with Bishop Joseph P. Delaney that he could not comment, either. The bishop removed him from St. John the Apostle in North Richland Hills last year after a Massachusetts man accused the priest of sexually abusing him in the 1970s. A private investigation commissioned by the priest and his supporters concluded that the accuser, who recently died, was a career criminal who gave conflicting accounts of his alleged abuse.

more consistent Tarrant, Collin counties told the court and would be difficult clean air plan.

FORT WORTH Homeless man dies during ice storm

A homeless man apparently froze to death in Fort Worth during this week's ice storm. The man, who did not have any identification but appeared to be about 40, was discovered about 9:40 a.m. Thursday in the 7000 block of Camp Bowie Boulevard. Police were called to a building being renovated after an employee found the man in a storage bin, where investigators said he apparently took shelter. Investigators said they think the man died from exposure to the freezing temperatures, and an autopsy will be done. He did not have any obvious signs of trauma, police said.

NORTH RICHLAND HILLS Man dies in

A 60-year-old injured Wednesday died Thursday in the blast. Mr. Mullendore Elementary investigating whether service line leading

NORTH TEXAS Plan to drop speed limits stopped

Regional leaders halted a plan Thursday that would have lowered speed limits even further than currently proposed. The Regional Transportation Council voted unanimously to support a measure that will drop speed limits by 5 mph in areas posted with 70 or 65 mph limits. That measure was part of the region's clean air plan adopted this year. The council had considered limiting speeds to a

GARLAND Two charged

Two men were several Garland than an hour, police Boyd were being \$150,000 bond each in a stolen car late mask entered the nience stores, a Sullivan the robberies. The 10:43 p.m. on We-man Lt. Joel Bettes a Dominos on Ro without stealing a linked to other ro Garland, Lt. Bettes

COPIES

10-04-04 Order
0697

MAGALDI, P

01-13-01

1. _____ is from a parish in Arlington. In response to discussions with her friends, she called the first week of 2001 to report an incident. She was visiting _____ for Fallfest in October of 2000. After Mass, a Priest fitting Father Philip Magaldi's description took her on a tour of the new worship facility. Her teenage son was with them. She looked on the bulletin to get his name. She knows Father Dennis and me, so she correctly assumed it was a visiting priest.

Her son was wearing a shirt with adjectives on the front. Thin, attractive, and available were three of them. On the back was the new Philip's Thin Screen TV. As they reached the reconciliation room, the priest touched the boy on the bottom and said something like "you are not very thin back here."

She had no knowledge of Father Magaldi's history. I assured her this was highly inappropriate and would report it immediately to the Bishop's Office. I also told her he would not be allowed to concelebrate in our parish any longer.

2. A 17-year-old boy was standing in line to sign the Book of Intentions after Mass on the Sunday before All Soul's Day. The boy's grandfather had just died. Father Magaldi has known this family for seven years. As an act of compassion to a grieving boy, Father Magaldi took the boy by the face and said, "Kiss me. I love you. I've always loved you ever since I knew you at _____." Then he kissed the boy on both cheeks and gave him a lengthy embrace. Two adults turned around with what was described as shock on their face. The Keller mother witnessed the event and complained to me and to Monsignor Schumacher, Vicar General, that this was inappropriate.

3. In the fall of 2000, Father Magaldi asked one of our staff members to get the names and phone numbers of four teenage boys in the parish. He said he wanted to take them to a Texas Ranger game as thanks for serving a funeral Mass. The staff member came to me to ask what to do. I met with Father Magaldi and told him this was inappropriate. I cautioned the staff to let me know about any other requests he had.

4. A Hurst mother of a teenage boy complained that Father Magaldi was having discussions with her son about his sleeping habits. The boy was having problems falling asleep. Father Magaldi gave him music and called to discuss it. She said the conversations were too lengthy and too personal. She was very uncomfortable.

Rev. John Gremmels
Jan. 13, 2001

10-04-04 Order
0698

MAGALDI, PHILIP

02-01-01

rec'd 02-01-01

Dear Bishop Delaney:

I understand that you are considering reinstating Rev. Philip Magaldi to once again serve as a Priest. I feel compelled to write this in behalf of _____ who _____

I live in _____ and am employed at _____ where I have worked since 1980. I have a _____

I met _____ many years ago and knew immediately there was something very special about him. We became very close friends and always kept in touch over the years. _____ was the most caring and considerate person I have ever known. He always went out of his way to help anyone that may have needed help. It is ironic that _____ helped so many people _____ he could not find the help he himself needed.

I had many conversations with _____ about the sexual abuse he endured as a child and how painful it was for him to overcome. Life was a struggle for _____ and unfortunately he used drugs as a way to escape the pain. _____ suffered from post traumatic stress disorder and was often very depressed.

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I know that _____ took and passed a polygraph test relative to sexual abuse by Philip Magaldi. At that same time, Rev. Magaldi also took a polygraph test but did not pass when questioned about sexually abusing _____

A detective was in this area soon after _____ passed away to investigate the allegations of sexual abuse. He was in no way conducting an investigation to get to the truth. His mind was made up and he continued to say that he did not believe the sexual abuse happened. He was more interested in talking about _____ which I was already well aware of.

_____ was in no way an impartial person conducting an investigation. I do feel that he was hired by either the Catholic Diocese or Rev. Philip Magaldi in an attempt to clear Rev. Magaldi's name. Apparently, this detective came up with a 200 page report about _____ in an attempt to discredit his allegations. With further investigation, it would be more appropriate to review this 200 page report and all of the arrests and problems included in it as the result of the sexual abuse that indeed did happen.

This detective also states that _____ said he posed as an altar boy and that he was just trying to get money from the Catholic Church. These allegations about _____ are absolutely not true. _____ talked to me about his abuse alot and at no time did he ever mention money. Money was not important to _____ What was important, however, was preventing Rev. Philip Magaldi from working with or being around children. _____ never mentioned anything to me about posing as an altar boy.

10-04-04 Order 0699

MAGALDI, P.
3-27-01

Bishop Delaney

From: Bishop Delaney
Sent: Tuesday, March 27, 2001 3:26 PM
To: Robert Wilson
Subject: P. Magaldi

I met with him yesterday and explained in great detail why he cannot have faculties now or ever in our diocese.
-- He is talking--seriously, I think--about moving to Florida where there are relatives to help him care for his mother!

CONFIDENTIAL

DOCUMENT IS NOT TO BE REPRODUCED.

10-04-04 Order
0701

MAGALDI, P
4-9-01

Bishop Delaney

From: Bishop Delaney
Sent: Monday, April 09, 2001 3:13 PM
To: Robert Wilson
Subject: Phil Magaldi


PM called me today from Florida where he and his mother are visiting relatives. He went down to Miami over the weekend and visited with the archbishop, John Favalora, who was a year behind us in the seminary and is an old friend. F. told him that he didn't see how any bishop would give him faculties if he did not have them in his own diocese. PM asked why I couldn't let him have faculties when he was away from our diocese! I explained that this would be dishonest--I would be endorsing him to another bishop and at the same time not be willing to let him minister here. He finally seemed to understand. -- I think he is seriously considering moving to Florida. (Bob, I am writing this as a memorandum for the files, although sending it to you FYI.)

DOCUMENT IS NOT TO BE REPRODUCED.

CONFIDENTIAL

10-04-04 Order
0703

MAGALDI, PHILIP
5-18-01

 **Diocese of Fort Worth**
Bishop's Office

May 18, 2001

Prot. N. 20010709

The Most Reverend Csaba Tertyák
Secretary, Congregation for the Clergy
Vatican City

Your Excellency:

I am writing in response to your letter of April 7, in regard to the Reverend Philip A. Magaldi, a priest of this diocese. In that letter you requested that I share with you the canonical acts pertaining to his situation.

There has been no canonical procedure in this case. Father Magaldi is now a retired priest of this diocese.

However, he does not have the faculties of the diocese for the reasons I will list below.

Father Magaldi is a priest who has been very dedicated to pastoral ministry and very successful in serving a great number of people for the past 40 years. With all the gifts he possesses, however, he has shown over the years serious defects that have caused grave scandal and, in my judgment, placed some of the faithful in clear danger. Please allow me to go through his history in stages:

1. Father Magaldi was ordained a priest for the Diocese of Providence in 1960. During the 1970's he became involved in a peripheral way in an infamous murder trial taking place in Rhode Island (the Von Bulow case: cf. the motion picture *Reversal of Fortune*), and was indicted for perjury by the attorney general of the State of Rhode Island. These charges were later dropped, but he suffered a lot of damaging publicity and a pall was cast over his ministry.

2. In 1988, while Father Magaldi was a pastor in Providence, allegations were made that he had misused parish funds. His bishop relieved him of his assignment and he spent about a year in different places looking for a diocese where he could continue his ministry. In December of 1989 he came to visit me in Fort Worth. He and I were classmates at the North American College in Rome and were ordained together. Thus, since he knew me from seminary days, he asked to work with me in this diocese. His bishop, Louis Gelineau, gave his consent and he came to Fort Worth to do pastoral ministry and after three years was incardinated in this diocese.

The allegations of his misuse of funds in Providence resulted in early 1991 in his being indicted in the State of Rhode Island on the charge of grand larceny. The substance of the accusation was that he had embezzled many thousands of dollars from his parish. He returned to Providence and was tried, pleaded guilty, and was sentenced to prison. He served 18 months of incarceration before being paroled. What happened to the money that was missing was never determined, although it was alleged that he had taken teenage boys on expensive vacations.

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Diocese of Fort Worth

Bishop's Office

After his parole, he returned to this diocese to continue his ministry with the proviso that he would never be able to exercise the role of pastor or the administrator of funds. Naturally, the news of his incarceration was widely broadcast in our local media, causing great embarrassment to the Church. Nevertheless, because of his winning personality, Father Magaldi was able to resume his ministry as a parochial vicar and seemed to be functioning well.

3. In 1995, after Father Magaldi had returned to normal ministry, an 18-year old man from a neighboring parish came to me alleging that Father Magaldi had made sexual advances to him. His story was this: After hearing his confession one day, Father Magaldi had struck up a friendship with him and took him out to eat several times at expensive restaurants. Then Father Magaldi, claiming that he had a medical problem, paid the young man to give him a series of enemas over several months. The young man wondered about the propriety of this, but went along with it. Several months later, Father Magaldi made advances to him, kissing him and embracing him. This upset the young man severely and he came to talk to diocesan officials. A full investigation of these allegations was made and it was determined that the facts were exactly as alleged, although Father Magaldi gave his own reasons for what had happened. Since the young man did not want to press any charges, the matter was dropped and Father Magaldi was allowed to continue in ministry under more careful supervision of his pastor and with the warning that he not be alone with young people.

4. In 1998, a man from Massachusetts approached the Diocese of Providence to lodge a formal complaint that Father Magaldi had raped him and sexually abused him over a period of several years when he was a youth. This accusation was forwarded to me, since Father Magaldi was now a priest of this diocese. A long and very thorough investigation followed, including lie detector tests for both Father Magaldi and the accuser. Father Magaldi failed the first test that was administered by a professional chosen by the Diocese of Providence; but he passed a later test that his own attorney arranged. The matter remained pending for some months until the accuser filed suit in civil court against Father Magaldi and the dioceses of Providence and Fort Worth. This led to a great deal of very damaging publicity in our local media.

At this time, because of the very negative publicity, I asked Father Magaldi to cease doing public ministry until the matter could be cleared up. Before the civil lawsuit could proceed, the accuser died, leaving the matter unresolved. Certain details of the charges that the man had made against Father Magaldi, particularly those involving the administration of enemas, were so odd and yet so similar to the incident narrated above, that my advisers and I found it impossible to dismiss the possibility of their truth. Father Magaldi insisted through it all that he was not guilty of these charges and that he had never even met the person who was accusing him. Just before the man died, Father Magaldi hired a private investigator to look into the accusations. His report attempted to exonerate Father Magaldi, but in my opinion was not objective in its findings, leaving the matter still unresolved.

In May, 1999, since these matter were still pending and the publicity about the allegations was causing serious questions in the public's mind about Father Magaldi's suitability for

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ministry, I asked him to retire from active ministry. A program was prepared by which he

5. In 1999, just before the decision that he retire, while visiting in the parish where he was serving, I personally observed Father Magaldi acting in an imprudent way with young altar boys, hugging them and holding them cheek-to-cheek. I called this to his attention and he acted as though he was unaware that there was anything improper about his conduct.

6. In the fall of 2000, since the man who had accused him of rape and abuse had died and all legal proceedings were dropped, I allowed Father Magaldi, now retired from active ministry, to receive back his faculties as a priest of the diocese. However, during the succeeding months while he was acting as a supply priest in a local parish, I received three separate complaints about his conduct from different persons. They all involved improper touches of boys and young men. In one case, a mother who was standing some distance away, saw him embrace her 17-year old son and say to him, "Kiss me. I love you," while he kissed the boy on both cheeks. Two other adults who witnessed the scene afterwards expressed shock to the mother. This event and two similar ones that took place within a short period led me to remove his faculties again and to indicate to him that I could no longer trust him act properly while in ministry.

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Your Excellency, I am very aware that there has been no formal canonical action against Father Magaldi. I have avoided such action to prevent his reputation from being further damaged, since much of the information I am sharing with you is not in the public domain. Father Magaldi's present status is that of a retired priest, but without diocesan faculties. When he protested to me that it was not fair that he could not perform public ministry, I suggested that he take whatever recourse he thought proper, including approaching your Congregation. It is by my suggestion that he has written to you.

It may be helpful for you to know the context in which all this has taken place. The allegation of sexual misconduct on the part of a priest with young men is always a matter that must be taken very seriously. This is particularly so in this diocese. We are the immediate neighbors of the Diocese of Dallas where a series of notorious civil and criminal lawsuits against priests took place in recent years. Although we are a separate local Church, because of our proximity we have shared in the terrible publicity that has left our priests and people embarrassed and demoralized.

I would like to make my position very clear. I cannot in conscience entrust to him public ministry in the Church. Over and over again he has proved that he cannot be trusted in his dealings with young boys, and what causes me even more concern, he seems totally oblivious to the reality that his conduct is in any way improper. This is indeed a very unfortunate impasse. Father Magaldi has been a friend for more than 40 years and continues to be one. This diocese has an urgent need of priests and he is a very effective minister. Yet the possibility that his

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ministry will bring further disgrace and grave harm to him and the Church is very real. for that reason I cannot allow him to function in public as a priest.

Father Magaldi has told me that he is about to leave this diocese to go to live in Florida. His desire for faculties from here is now even more urgent because without them he cannot obtain faculties to minister in the diocese where he will be residing. Yet how can I allow him to go to another diocese to minister when I cannot in conscience allow him to minister here? How can I foist him off on another bishop in another place where he may continue to cause harm to the faithful?

Although two separate investigations of Father Magaldi's conduct have been conducted by members of the diocesan curia and careful consultation has taken place, it well may be that our manner of proceeding in this case has not been in accord with the Congregation's practice. I will be very grateful if you will instruct me in how we can rectify the situation. There is a very extensive file containing corroboration of all the facts presented above that I can share with the Congregation if you desire to review it. My intention is to do whatever is proper and necessary to observe the prescriptions of canon law and the practice of the Congregation. Nevertheless, I am convinced that I must also do whatever is necessary to be certain, for the good of souls and the good name of the Church, that Father Magaldi does not exercise public ministry in the future.

I shall be very grateful for whatever advice you may be able to give me in this matter. In the meantime, I remain as always,

Yours sincerely in Christ,

Joseph E. Delaney
Bishop of Fort Worth

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Magaldi told who was a boy at the time, that if he told anyone about the abuse, he would never see his father and mother again and would "burn in hell for eternity."

Magaldi said that the allegations are false and that he never knew the man who called

him for \$10 million from Magaldi and the Fort Worth and Providence dioceses an attempt at extortion.

The lawsuit contained apparent inconsistencies.

It alleges that the abuse occurred at a Holiday Inn in Worcester, Mass. But hotel

operators told the Star-Telegram that they have never

been a Holiday Inn in the area described in the lawsuit.

Magaldi repeatedly cited a private investigator's report that he says clears his name

and shows that he had a drug problem as a parishioner paid for the report.

PRIEST

From Page 1A

He can administer the sacrament of the sick, the last rites; perform baptisms; or a wedding with the bishop's permission; and celebrate Mass on his back porch in North Richland Hills, which he has named St. Agnes after his 96-year-old mother.

He recently turned 65 "Medicare age," Magaldi calls it. But he is not ready to retire. Today, he will perform a baptism for old friends in Indianapolis. But he cannot always do the same at home, and that frustrates him.

He said his exile from the pulpit even after the sexual abuse allegations were dropped makes him question whether the bishop believes in him as his former parishioners say they do.

"I can't do what I feel I was ordained to do," Magaldi said.

Before his recent struggles, Magaldi mingled with the eminent and the infamous. He has celebrated Mass with Pope John Paul II. His parishioners in New England included the son of mob boss Raymond L.S. Patriarca.

"That's part of the life I lead," Magaldi said. "I was chaplain to the Mafia."

He was invited to celebrate Mass at the don's funeral but declined after the bishop of the Diocese of Providence asked him to steer clear of the publicity.

Magaldi had had plenty of publicity by then. In 1985, he was charged with lying at the second trial of socialite Claus von Bulow two years before.

for Magaldi, who said he has "done stupid things" but nothing wrong.

Magaldi supporters such as St. John charter member Hulda Littlefield hope for the best.

"We want him to be happy," said Littlefield, one of many parishioners who still talk about Magaldi's troubles over coffee with friends.

"Whether it's here, or somewhere else."

Darren Barber, (817) 685-3818
dbarber@star-telegram.com

Fort Worth

SATURDAY, MAY 19, 2000

Priest seeks to redeem

NORTH RICHLAND HILLS — The Rev. Philip A. Magaldi, removed from St. John the Apostle Catholic Church after he was accused in a lawsuit of sexual abuse, says he is considering leaving Texas. But he needs Bishop Joseph P.

Delaney's blessing and the return of his priestly powers. The lawsuit was dropped last year, and Magaldi said he wants to go to Florida where he has family. Delaney will not discuss Magaldi's case except to say Magaldi retired and the case is a personal matter.

05-19-01

TY FINAL 1 Star-Telegram

www.star-telegram.com

reputation, regain powers

But after a priesthood marked a four-decade tightrope walk idging piety and scandal, Magaldi said he is not certain that he will be restored to the pulpit. The Boston native said he is concerned that his obituary will be clouded by his embezzlement conviction, his involvement in the

Cláus von Bulow trial and "this latest pedophile thing." These days, Magaldi is a priest on call. His pension pays \$2,223 a month, which he has received since stepping down from St. John in 1999. He is not defrocked, but he cannot lead Mass or give communion. (More on MAGALDI on Page 2)



Magaldi

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... was convicted in the trial. But he won an appeal and was acquitted at his second trial. Perjury and obstruction of justice charges against Magaldi were dropped in 1987 because of insufficient evidence. He said the audio evidence was doctored. That year, Magaldi pleaded guilty to misappropriating thousands of dollars. Her \$125,000 was reported missing from his parish in Rhode Island.

Magaldi, who says he is innocent, has requested pardon. The chief attorney for the governor of Rhode Island said she is unfamiliar with the case. But she said Gov. Lincoln Almond has not granted a pardon during his six years in office.

Magaldi said he did nothing wrong. He blames poor judgment and bad bookkeeping, such as paying a choir singer \$45,000 in cash over several years. Magaldi said he pleaded guilty to save the bishop of the Providence Diocese further embarrassment.

While serving an eight-month sentence at a halfway house, he was credited with saving a boy from hanging himself. Magaldi said he also helped inmates earn general equivalency diplomas.

"It was a wonderful experience," Magaldi said with contempt in his voice. "Maybe there was a reason to ruin my name."

He said he is concerned that his name was tarnished further in 1999 when a 42-year-old house painter, filed a lawsuit alleging that Magaldi sexually abused him during the 1970s.

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MAGALDI, P
5-25-01

Bishop Delaney

From: Bishop Delaney
Sent: Thursday, May 24, 2001 11:58 AM
To: Reyna Castelan
Cc: Robert Wilson; Joe Schumacher
Subject: Fr. Magaldi's address

Father Magaldi will be moving to Florida on June 18. Here is his new address after that date:
_____ The temporary phone number will be: _____ That number will probably
change after he gets settled there.

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PENTECOST SUNDAY

6-3-01

OTHER PARISH ACTIVITIES



St. John the Apostle Parish welcomes recently registered new Parishioners: La parroquia de San Juan el Apostol le da la bienvenida a recién registrados nuevos feligreses:

- Jose & Griddien Jimenez, Francisco & Sonia Espinoza, Juan & Mirna Lopez, Eric & Maria Tarin-Gurule, Brian & Wendy Smith, John & Denise Kelley, Rafael & Sonia Ayala, Michael & Laura Molina

If you have the opportunity to meet any new parishioners or visitors, please welcome them and make them feel at home in our parish. Si tiene la oportunidad de conocer a algunos nuevos parroquianos o visitantes, favor de darles la bienvenida y hacerlos sentir en casa en nuestra parroquia.

YOU ARE INVITED TO A PARTY HONORING FR. PHIL MAGALDI AND HIS MOTHER: The Magaldis are moving to Florida on June 18th and Mrs. Magaldi is celebrating her 97th birthday on June 14th. The party will be held in the St. John's Gym on Friday, June 15th at 7:00pm. A BBQ dinner with all of the trimmings will be served, so a reservation is required. Ticket prices are \$9 per person, \$8 for Senior Citizens (age 65 and older), and \$3 for children - For tickets and reservations, please contact Mary Swihart, 817-281-4169, Bonnaka & George Knowles, 817-485-4660, or Georgia Damewood, 817-268-5883. Tickets will also be sold at the Knights breakfast through June 10th.

SPECIAL PILGRIMAGE: to Our Lady of Guadalupe and the National Cathedral - Mexico City, Taxco & Apapulco on October 13-21, 2001. Full eight-day escorted tour. Total price: \$1,729. For details call Jo, 817-581-7000 or Bob at DFW Travel Service, 817-267-3535 or 800-233-3788.

A HEARTFELT THANK YOU: from Bill and Joan Higgins to everyone who made the garage sale for El Salvador a success, to those who came by with donations of items and money, and everyone for their support and encouragement. Following is an excerpt of the letter from San Salvador after receiving the total donation of \$907.50. In the name of Don Angel Orsenigo, President of the Salvian Lay Order, Gustavo Morales, President of Ficaldone's Salvian Center, Mario Cuellar Marchelli and all the people and children who will benefit in San Vicente, El Salvador, thanks and many blessings.

As The Father Sent Me, So I Send You:



10-04-04 Order 0711

Everyone is invited to attend the 12th Annual Rosary Congress at St. John's, June 17-23, organized by Apostolatus Uniti. The Congress will open at the 12:30pm Spanish Mass followed by exposition of the Blessed Sacrament and outdoor procession. The Congress is a week-long retreat with continuous exposition of the Blessed Sacrament, either in the Church or the Chapel; morning and evening Mass; confessions morning, afternoon and evening; Liturgy of the Hours; Bilingual Rosaries and Divine Mercy Chaplets; morning and evening talks by speakers Fr. Timothy Judd from Sacred Heart Church, Petersburg, TX and Fr. Joseph DeLosa, Missionaries of the Blessed Sacrament, from New Orleans. Events also include a Congress Kid's Track in the morning when mothers will be able to attend talks, etc.; Congress Youth Mass for Jr. and Sr. High on Friday evening which includes Rosary and Mass followed by rally and pizza, and other special activities. Father Anh Tran, Vocations Director, will be homilist. The Congress closes with 11:30 Mass and Eucharistic Procession on Saturday morning. This week provides a spiritual uplift for those who are unable to get away for weekend retreats. You are welcome to attend as often and as many of the Congress activities as your schedule will allow. For information: Bonnie Sager, 817-294-5579 (sager@dfw.net) or Ann Huff, 817-459-4941; Children: Sarah Cindermood, 817-514-7172; Youth: Rosanne, 817-589-7090 (night).

OUTSIDE OUR PARISH

AARP 55 ALIVE/MATURE DRIVING: the next class in our area for this Driver Safety Program will be at St. Luke's United Methodist Church, 3200 Denton Hwy, Haltom City, on June 5 & 6, (Tues. & Wed.), 9:00am - 1:00pm, for reservations call 817-838-6834 or at Wells Fargo Bank (Kate Baker Park Bldg.), 7555 Vance Rd., Richland Hills, on June 6 & 7, (Wed., & Thurs.), 9:00am - 1:00pm, for reservations call Bernice Roach, 817-590-4277.

SATISFIED WITH YOUR LIFESTYLE?: Looking for a change in direction, a way to spend your life providing service to others? If you are single, 17-40 years of age and have an interest in learning about the ministry as a priest, brother or sister, join a group of other men and women seeking similar answers for a weekend of talks, panel discussions, consultations and prayer conducted by professional religious staff at Holy Trinity Seminary, June 8-10, 2001. There is no charge to participants. Brochures are available in the church with information and an application form. For additional information, call Father Anh Tran, Director of Vocations, Fort Worth Diocese, 817-560-3300. You may also visit the Dallas vocation web-site www.cathdal.org/vocation.htm for additional information. The Vocation Awareness Program is sponsored by the Serra Clubs of the Dallas and Fort Worth Dioceses.

A RETREAT FOR MEN: "Feeding the Soul; Bread for the Journey of Spiritual Growth" is the theme of this year's annual retreat for men sponsored by the Office of Adult Formation. Join other men from around the diocese to think and pray and talk about the struggles and joys of spiritual growth in the midst of the everyday life of relationships, work, and prayer. Dates are Friday, June 15, 7:30pm - Saturday, June 16, 5:30pm. Contact

OUTSIDE OUR PARISH cont.

ENCUENTRO MATRIMONIAL MUNDIAL: Renueve el regalo de Dios, "el Amor", en un fin de semana de Encuentro Matrimonial Mundial. El proximo retiro será del Viernes, 8 al Domingo, 10 de Junio, 2001. Para más información (el proximo mes en Septiembre), favor de llamar a Beto y Nena Villalobos, 817-249-3834.

IMMACULATE CONCEPTION ADVENTURE TO ITALY AND GREECE: You're invited to join Msgr. Charles King on a glorious 14-day Adventure, October 13-27, 2001. For information and to receive a complete itinerary contact Bob Wölflle, D/FW Travel Service, Bedford, 817-267-3535 or 800-333-3788. Brazil!

VITAS HOSPICE: is looking for the right kind of people to help terminally ill persons and their caregivers with friendly visiting, nursing home visitation, simple errands, providing a listening ear and opening up as a friend at a crucial time in someone's life. VITAS Hospice volunteers possess the most important tools needed; a caring heart and a listening ear. Everything you need to know will be taught to you in the upcoming orientation class. In Fort Worth, you can attend the evenings of June 5, 7 & 9. Or, you can attend in Arlington on June 25, 27 & 29, from 9:00am - 2:00pm each day. For more information or to register for one of the two free 15-hour classes, please call Kathy Campbell, Volunteer Services Manager, 1-800-953-5855 or 817-870-7117.

ATTENTION "YOUNG" MEN OF ALL AGES: the Arlington Goodtimes Chorus wants you! If you like to sing and enjoy the camaraderie of other men, then you must come to join us. All that is required is that you be able to carry a tune. We meet every Tuesday for rehearsal, 7:00pm - 10:00pm at The Trinity United Methodist Church, 3321 West Park Row Dr., Arlington. If you have any questions, call Andy Lubrano, 817-292-1752.

INFORMATIONAL MEETING ON INTERNATIONAL ADOPTION: will be held at Bethesda Community Church, Living Room, 4700 N. Beach, Fort Worth on Sunday, June 3rd, 2:00 - 4:00pm. For more information, call 615-309-8109 or e-mail Brenda@childrenshopeint.org



READINGS

- Sunday Acts 2:1-11. Ps 104:1,24,29-31,34. 1 Cor 12:3-7,12-13. Jn 20:19-23.
- Monday Tb 1:1,3-2:1-8. Ps 112:1-6. Mk 12:1-12.
- Tuesday Tb 2:9-14. Ps 112:1-2,7-9. Mk 12:13-27.
- Wednesday Tb 3:1-11,16-17. Ps 25:2-9. Mk 12:18-27.
- Thursday Tb 6:10-11-7:1,9-17-8:4-9. Ps 128:1-5. Mk 12:28-34.
- Friday Tb 11:5-17. Ps 146:2,7-10. Mk 12:35-37.
- Saturday Tb 12:1,5-15-20. (Ps) Tb 13:2,6-8. Mk 12:38-44.
- Sunday Prv 8:22-31. Ps 84:9. Rom 5:1-5. Jn 16:12-15.

Masses for the Week

MASS FOR	COMMUNION SERVICE	FOR	REQUESTED BY
Monday 6/4	7:00am	Communion Service	
	8:30am	Ruby Kaiser	M/M Nelson Kaiser
Tuesday 6/5	7:00am	+Pearl Estrada & Joe Estrada, Jr.	George Estrada
	8:30am	Communion Service	
Wednesday 6/6	7:00am	Communion Service	
	8:30am	+Cassie Paris	The Peffers Family
Thursday 6/7	8:30am	+Charles Molinets	Frances Jones & Roseann West
Friday 6/8	7:00am	+William E. McMaster	Betty Brooks
	8:30am	+Ann Bartoskovicz	Mark Kruger
Saturday 6/9	8:15am	Communion Service	
	5:00pm	+Virginia M. Turner	Frank J. Turner
Sunday 6/10	8:00am	+Luis Reymundo	Sylvia R. Flores
	9:30am	+Margaret Gerard	M/M Dick Tice
	11:00am	For the Intentions of the Parish	
	12:30pm	+Agustin Peña	Familia Porras
	5:00pm	+Loretta Schaffer	M/M Milton Luft

Parish Support

Stewardship Goal	\$1,794.00
Loose Cash	\$2,140.00
Loose Checks	\$3,748.00
Envelopes	\$22,393.00
Number of Envelopes	793
Average per Envelope	\$28.24
Total Stewardship Collection 5/26-5/27	\$28,281.00
Attendance Count	3,179
Average to Attendee	\$8.90
Parish Commitment to School	\$500,000.00
Prior Payment	\$53,448.00
Capital Campaign Collection 5/26-5/27	\$2,027.00
Balance of Commitment to School	\$444,525.00
2001 - 2002 Stewardship Campaign:	
Number of Pledges	752
Amount Pledged	\$959,594.00
Average per Pledge	\$1,276.06

Note: We need your help. After four weeks, we only have 1/3 of parish that has made a commitment. Please take the time and submit your stewardship pledge today.

Please remember in your prayers all those listed in our book of the sick located in the back of the church.

10-04-04 Order 0712

Bishop Delaney

*Margaret
Philips*

From: Tim Thompson [timthompson1@hotmail.com]
Sent: Friday, October 05, 2001 10:05 AM
To: bishop@fwdioc.org
Subject: FR: Phil inter alia

10-05-01

Bishop,

I had one of Fr. Phil's supporters in my office today, saying something very interesting. She reports that a friend of hers, who worked for Phil taking care of his mother, found material on Phil's computer and on his desk that showed he was in chat rooms looking for minors. She didn't say that he had any photos, but that he had pedophilic material. She was shocked to hear this and, of course, felt deceived by Phil.

I don't know what you want to do with this information, if anything. I asked if she knew of any acts of child molestation here. She did not. I don't know if the people will talk to you about it
I haven't spoken to them.

Of course, I think that you should let the Archbishop of Miami know about this, if he is still thinking of letting Phil work there. I don't think there is anything we can or need to do here.

About the letter to appoint the priest from Col. Springs as auditor. I don't really know. A priest can seek the position from the place where his is but I don't see why it has to be there. In fact, finding a parallel in the Code, I think that he can, and probably should seek it from his diocese of incardination. I don't think that the auditor has to be a priest of the Diocese. So... I think that you can simply appoint this other priest as auditor, the way that Juan Rivero was appointed auditor in the Spanish case while I was still the instructor. Reyna should have a copy of that.

One final thing... You should have gotten, or will get a very angry e-mail about me running the music program here at St. John's. I did change the 5pm Sunday choir to Saturday night against their will. And I did waffle on that. I tried to listen to everyone and had a lot of stress over it. But I finally decided that we would do this Life Teen Mass on Sunday, hopefully reaching our youth. It may be a bad idea and it may not work, I probably should have gone through a better process, but, it is done. The music director was angry, but is ok with it now. The lady who wrote you isn't even in the Sunday 5pm choir - I am at a loss as to why she is so angry. Just wanted you to know my version.

Tim

10-04-04 Order
0713

Get your FREE download of MSN Explorer at <http://explorer.msn.com/intl.asp>

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Diocese of Fort Worth

Bishop's Office

In re: Magaldi, Philip

Date: October 5, 2001

CONFIDENTIAL MEMORANDUM

To: Archbishop Favalora and Bishop Nevins
From: Bishop Joseph P. Delaney
Date: October 5, 2001
Subject: Father Philip Magaldi

I was able to speak briefly to both of you at Vic Galeone's ordination about Father Philip Magaldi. He is incardinated in Fort Worth, but is now living with his aged mother in the Diocese of Venice. Because of some accusations and a number of other questionable reports in recent years, I felt compelled to relieve Phil of his duties and allow him to celebrate Mass only privately in his own home and to engage in no other ministry or any kind.

I just received the following email message today from the pastor of the parish where Phil most recently resided in this diocese:

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"I had one of Phil's supporters in my office today, saying something very interesting. She reports that a friend of hers, who worked for Phil taking care of his mother, found material on Phil's computer and on his desk that showed he was in chat rooms looking for minors. She didn't say that he had any photos, but that he had pedophilic material. She was shocked to hear this and, of course, felt deceived by Phil."

This information, although it comes second-hand, confirms me in my conviction that Phil should not ever be allowed to engage in ministry of any kind. I know that both of you will want to file this information. Please let me know if I can be of further help.

10-04-04 Order 0714



CONGREGATIO
PRO CLERICIS

Vatican City, 24th November 2001

Prot. N. 20011164

Rev. Philip Magaldi

U.S.A.

Dear Father Magaldi,

This Congregation has received your letter dated 26th March 2001, and the attached documentation.

After having received the valued opinion of your Ordinary, the Most Rev. Joseph Delaney, and after having carefully studied the information provided by him, it would seem that Bishop Delaney had just reason to limit your faculties. Whilst a grave reason exists, a Bishop may limit a priest's faculties and do so until there is change in the circumstances, whereby the reason for this limitation has disappeared.

This Congregation, therefore recommends that in a spirit of faith and an attitude of sincere obedience, your efforts should be aimed at following the directives of your Ordinary.

With assurance of prayers and cordial best wishes, I remain,

Yours sincerely in Christ,

+ *Robt. Venzar*
Sec.

10-04-04 Order
0715



CONGREGATIO
PRO CLERICIS

Vatican City, 24th November 2001

Prot. N. 20011164

Most Rev. Joseph Delaney
Bishop of Fort Worth
800 West Loop 820 South
Fort Worth, TX 76108-2929
U.S.A.

Your Excellency,

Thank you for your letter dated 18th May 2001, regarding the case of the Rev. Philip Magaldi a priest of your diocese.

Please find enclosed a copy of our recent letter to Fr. Magaldi.

I take this opportunity to renew my sentiments of esteem and with every best wish, I remain,

Yours sincerely in Christ,

+ *Luigi Bommarito*
Sec.

Enclosure.

10-04-04 Order
0716

In re: Magaldi, Philip
Date: November 29, 2001

CONFIDENTIAL MEMORANDUM

To: Files
From: Bishop Delaney
Date: November 29, 2001
Subject: Father Philip Magaldi

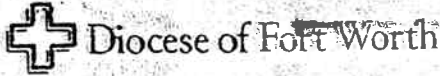
Father Magaldi called me today. He was inquiring why I had not signed a document that the Diocese of Venice has sent to me authorizing him to perform public ministry. I was confused at first, thinking that something had come in the past that I had forgotten, but then he explained that this was a recent event, that the request had been send in the past couple of weeks and they told him that I had refused to sign it.

I explained that I had never seen such a document, but I also told him that if it were to come, that I would not sign it. He wondered why at some length and I told him what I have told him several times over, that I cannot recommend him for public ministry now or in the future.

He then asked about his case in Rome. I told him that I had a letter from the Congregation some months ago—I think in June—inquiring about the charges he had made. I explained that I had responded to the letter but had heard nothing back since then. I told him that if the Congregation required it, I would hold a formal canonical trial to consider his status.

My conclusions: I think he was calling to test my resolve to refuse to recommend him for active ministry. I did speak to Bishop Nevins in August and explained my concerns to him and he was very clear that he would not give PM faculties. I also sent him a copy of the report about PM's internet usage. Perhaps they just told him no, and he is calling to see if he can get around it. More charitably, maybe he just doesn't remember things that are painful! He talks so much and in his own behalf that he may not really listen to difficult responses in a way that enables him to remember them . . . ?

10-04-04 Order
0717



December 3, 2001

Memo to Fr. Phil Magaldi, FAX 941-7530
From Fr. Robert Wilson *R.W.*

Concern: Attached document

Phil, this is the only thing we have. We probably sent it to Msgr. King, but we have no record of whether he put it in the bulletin, or read it from the pulpit. If you want to call him the number at Immaculate Conception in Denton is 940-565-1770.

DOCUMENT IS NOT TO BE REPRODUCED.

CONFIDENTIAL

*got what he needed
St Berhop -
for your files
941-948-7530
RW*

FAXED
12/3/01

2:19 p.m / B

10-04-04 Order
0718

Father Philip Magaldi retires from ministry

The Rev. Philip Magaldi, a priest of the Diocese of Fort Worth, has been accused of sexual misconduct that took place some years ago. A 55-year-old man, a resident of Massachusetts, alleges that Fr. Magaldi abused him over a period of several years in that state, in the 1970s.

Fr. Magaldi vehemently denies the truth of these accusations and insists that he has never met or had any contact with the person.

However, until this matter can be resolved, Fr. Magaldi is retiring from all ministry.

10-04-04 Order
0719

In re: Magaldi, Philip

Date: February 25, 2002

CONFIDENTIAL MEMORANDUM

To: Files
From: Bishop Delaney
Date: February 25, 2002
Subject: Father Philip Magaldi

I received a call from Fr. Sal Stefula last Friday. He is temporarily acting chaplain for the AF reserve at Carswell. He had just realized that there was a Catholic wedding scheduled in the base chapel for the next day, but there was no other information. After some phone calls, he found out that Fr. Magaldi had arranged the wedding 14 months ago. He also discovered that PM was in town, and that his mother was in a local hospital with pneumonia. It took a while to sort it all out, but this is what happened:

PM did arrange the wedding before he left the area, but he did turn the matter over to the priests at St. John's. The proper preparation was carried out in that parish, so there was no problem with the couple being prepared and having a necessary dispensation.

I am not sure what PM expected when he arrived. He may have thought that he would be the celebrant of the wedding, or he may have just been testing the waters with SS. In any case, it was agreed that he would attend the wedding in his clerical suit and would be allowed to read the scriptures and/or say a few words to the wedding assembly, but that SS would be the celebrant.

I was able to contact PM on Saturday morning at the hospital (N. Richland Hills). His mother was doing better, but at age 96 every illness is dangerous. I did not push him about the wedding. He let on to me that he had come just to attend it. He clearly understood that he was not to have any liturgical part in the ceremony.

10-04-04 Order
0720

MAGALDI, Philip
03-01-02

[2000]

MEMORANDUM

To: The Files
From: Father Robert Wilson R. Wilson
Date: March 1, 2002
Subject: Father Philip Magaldi

Sometime around the year 2000 when Father Philip Magaldi was still assigned to St. John the Apostle Parish I was contacted by the mother of [redacted]. Her name is [redacted]. I am dictating this memorandum belatedly from handwritten notes taken at that time. [redacted] was upset because PM was "buying [redacted] a car." [redacted] wanted a stop put to it.

I called PM and met with him. He met [redacted] who worked at the [redacted] near [redacted] in the office as I recall. He had made friends with the young man over a period of time. PM said that at first he planned to loan [redacted] a down payment for a '93 BMW in the amount of \$3,000. However, it turned out that [redacted] was too young to obtain a bank loan. Therefore PM decided to buy the car in his own name, and then it give to [redacted] and let him pay him back.

I reprimanded PM for becoming involved with the young man, especially against the mother's wishes and without her knowledge. I ordered him to rescind the deal. Fortunately, the papers had not yet been processed, although [redacted] already had the car. PM was able to stop the loan from going through. [redacted] found out that he was supposed to take the car back to the dealership, and immediately left work early with the car. He was gone for two or three days. [redacted] called me upset, saying that she would be willing for him to take the car if he would just come home. I explained that we could not allow PM to be involved in such a transaction, just as she and I had discussed before. Eventually the young man did turn the car back into the dealer and returned home.

10-04-04 Order
0721

VOID VOID VOID
VOID VOID VOID
VOID VOID VOID

Works at

P.M. has wanted to buy like
a car for two years. ^{pay for}
Business ed.

Bought him a BMW -

\$2000
down
payments
M

DOCUMENT IS NOT TO BE REPRODUCED.
to be put in his name when
he turns the money over.

OK
See court
memo
AM

CONFIDENTIAL

10-04-04 Order
0722

Called P.M. to ask about counseling
The church offered. Out at town

VOID VOID VOID VOID VOID
VOID VOID VOID VOID VOID
VOID VOID VOID VOID VOID
VOID VOID VOID VOID VOID
VOID VOID VOID VOID VOID
VOID VOID VOID VOID VOID

- Truancy -

Am going to pay for
Court Costs - Magaldi

#0
- Lon came & had discussions
w/ Magaldi. Don't want you

DOCUMENT IS NOT TO BE REPRODUCED.

Don't know how it came about.

Magaldi -
but

COMPLAINT

10-04-04 Order
0723



CONGREGATIO
PRO DOCTRINA FIDEI

00120 Città del Vaticano,
Palazzo del S. Ufficio

March 16, 2002

19/02-14728

PROT. N.

(In response fiat mentio huius numeri)

Your Excellency:

This Congregation has received a letter, dated December 21, 2001, from the Rev. Philip MAGALDI, a priest of your Diocese, in which he has appealed against your decision to limit his priestly faculties.

His recourse to this Dicastery is based on his assertion that the reason for your decision relates solely to his alleged actions against the sixth commandment.

To assess this case properly, the Congregation would be grateful if Your Excellency could inform us of the reasons for your above-mentioned decision.

With every good wish, I remain

Sincerely yours in Christ,

Tarcisio Bertone

Tarcisio Bertone SDB

His Excellency
The Most Rev. Joseph P. DELANEY
Bishop of Fort Worth, USA.

10-04-04 order
0724



Diocese of Fort Worth

Bishop's Office

April 11, 2002

file

In re: N. 19/02-14728

5-16-02

*Send copy to
Bishop John P. Delaney
i [unclear] PL*

The Most Reverend Tarcisio Bertone, S.D.B.
Congregation for the Doctrine of the Faith
Vatican City

Dear Archbishop Bertone:

I am writing in reply to your request for information about the Reverend Philip MAGALDI, a priest of this diocese.

I believe the easiest way for me to proceed is to send you a copy of the letter that I sent to Archbishop Csaba Teryák of the Congregation for the Clergy on May 18, 2001, in response to a similar request that he made to me at that time. I am also including a copies of further correspondence that Archbishop Teryák had with me and Father Magaldi.

As you will see from my letter to the archbishop, there are a number of incidents involving inappropriate conduct on the part of Father Magaldi that led me to ask him to retire from priestly ministry. He is receiving and will continue to receive full retirement benefits.

Events in other dioceses in the United States during recent weeks have only reaffirmed my conviction that Father Magaldi must not be allowed to function in priestly ministry either in this diocese or elsewhere. If it is your wish that I undertake some further canonical action, I will be grateful if you will direct me how to proceed. If there is further information that I can offer in this matter, please let me know.

With every good wish, I remain

Yours sincerely in Christ,

Joseph P. Delaney
Bishop of Fort Worth

Enclosures

10-04-04 Order
0725

MAGALDI, P
1-25-02

January 11, 2003

Rev. Robert Wilson
Chancellor
The Catholic Center
800W Loop 820South
Ft. Worth, TX 76108-2919

Dear Fr. Bob,

On the recommendation of my Canonical Lawyer, Msgr. William Varvaro of Brooklyn, NY, I respectfully request copies of everything in my Personnel file. Since there is probably too much to fax, could you please send copies in an envelope similar to the Friday mailing envelopes?

Thanking you for your attention to this request, I remain
Faternally yours,

DOCUMENT IS NOT TO BE REPRODUCED.

Rev. Philip A Magaldi

*checked by phillip
1-25-02
requested by Rev. Wilson
call to confirm
PJM*

CONFIDENTIAL

10-04-04 Order
0726

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